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## Attorneys For Plaintiffs

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA, ) CR No: 04-0044-SI  
Plaintiff, ) UNITED STATES' SUBMISSION OF  
 ) PROPOSED AMENDED ORDER  
 ) VACATING MARCH 8, 2004  
 ) PROTECTIVE ORDER  
V. )  
VICTOR CONTE, JR., ) The Hon. Susan Illston  
JAMES VALENTE, )  
GREG ANDERSON, and )  
REMI KORCHEMNY, )  
Defendants. )

On November 26, 2008, this Court signed the government's proposed order vacating the March 8, 2004 protective order filed in this case. The government herein submits a proposed amended order vacating the March 8, 2004 protective order to clarify the scope of the order.

DATED: December 1, 2008

Respectfully submitted,

**JOSEPH P. RUSSONIELLO  
United States Attorney**

/s/  
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Assistant United States Attorneys

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

11	UNITED STATES OF AMERICA,	)	CR No: 04-0044-SI
12	Plaintiff,	)	AMENDED ORDER VACATING
13		)	<u>PROTECTIVE ORDER</u>
14	v.	)	
15	VICTOR CONTE, JR.,	)	
16	JAMES VALENTE,	)	
17	GREG ANDERSON, and	)	
18	REMI KORCHEMNY,	)	
19	Defendants.	)	

In light of the government's motion, and for the reasons stated therein, the stipulated protective order signed by this Court on March 8, 2004, along with any of its subsequent amendments, is hereby vacated.

The March 8, 2004 protective order pertained to grand jury transcripts, certain search warrants and related materials previously filed under seal with the Court, and certain records obtained in the investigation of this case by the government, including medical records. The March 8, 2004 protective order and its amendments applied extra protections to the handling of those materials by the parties in this case.

The effect of the instant order is to vacate only the extra protections instituted by the March 8, 2004 protective order and its amendments. The instant order does not, however, unseal

1 any previously-sealed materials in this case, nor does it have the effect of making public non-  
2 public materials maintained by the parties. This order does not direct the Clerk's office of this  
3 Court to unseal any previously-sealed materials, and previously-sealed materials shall remain  
4 sealed subject to existing sealing orders. The normal federal rules and regulations regarding the  
5 handling of the sealed and non-public material shall also remain in effect.

6 IT IS SO ORDERED.

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8 DATED: 12/2/08, 2008

  
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9 SUSAN ILLSTON  
10 United States District Judge

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